

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF SOUTH CAROLINA
AIKEN DIVISION

Michael R. Bender,) C/A No.: 1:17-cv-02955-RBH
)
)
Plaintiff,)
)
)
v.) **ORDER**
)
)
Commissioner of Social Security,)
)
)
Defendant.)
)

On October 8, 2018, Plaintiff filed a motion for attorney's fees pursuant to the Equal Access to Justice Act ("EAJA"), 42 U.S.C. § 2412, on the basis that the position taken by the defendant in this action was not substantially justified. On October 16, 2018, the parties filed a stipulation for an EAJA award of \$5,500.00 in attorney's fees and \$400.00 in costs.

Based on the foregoing and after considering the briefs and materials submitted by the parties, the court orders the defendant to pay the sum of \$5,500.00 in attorney's fees and \$400.00 in costs, pursuant to EAJA, subject to the Treasury Offset Program if the prevailing party owes a debt to the federal government. However, the payment shall be made payable to the claimant pursuant to *Astrue v. Ratliff*, 130 S.Ct. 2521 (2010) and mailed to his attorney, with a copy to the claimant.

IT IS SO ORDERED.

October 17, 2018
Florence, South Carolina

s/ R. Bryan Harwell
R. Bryan Harwell
United States District Judge